

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

**JEFFREY R. SMITH,
PLAINTIFF**

V.

NO. 07 CA 11387 PBS

**HOY TIN RESTAURANT, INC.,
DEFENDANT**

STIPULATION OF DISMISSAL

The plaintiff pursuant to Rule 41 (a)(1) of the Federal Rules of Civil Procedure hereby dismisses his claim with prejudice and without costs.

ENTIN & ENTIN

/s/ Jeffrey S. Entin, Esquire
Jeffrey S. Entin
399 North Main Street
Fall River, MA 02720
BBO #155000

/s/ Edward N. Garno, Esquire
Edward N. Garno, Esquire
347 Haverhill Street
Lawrence, MA 01840
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Dated: November 19, 2009

CERTIFICATE OF SERVICE

I hereby certify that the enclosed document was served on all counsel of record by ECF this 19th day of November, 2009.

/s/ Edward N. Garno
Edward N. Garno